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JUN 6 1996

Federal Communications Commission
Office of Secretary

June 6, 1996

VIA COURIER

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

Re: NEES Companies' Ex Parte Presentation Regarding Access to Rights-of-Way
Pursuant to Implementation of the Local Competition Provisions in the
Telecommunications Act of 1996, Notice of Proposed Rulemaking, CC
Docket No. 96-98, FCC No. 96-182, Released April 19, 1996

Dear Mr. Caton:

Pursuant to Section 1.1206 of the Commission's Rules, 47 C.F.R. § 1.1206 (1995), on behalf of the NEES Companies, this letter is to advise the Commission that, in connection with the above-referenced rule making proceeding, Robert Brill and Paul Anundson of the NEES Companies, and Nancy Killien and I, met with Paul Glenchur, John Logan, JoAnn Lucanik, Michael McMenamin, and Thomas Power, of the Commission's Cable Services Bureau, on June 5, 1996, to discuss access to rights-of-way. Attached is a copy of the agenda and other materials provided at the meeting.

¹ The NEES Companies include Massachusetts Electric Company, The Narragansett Electric Company, and Granite State Electric Company -- retail electric companies; New England Power Company -- a wholesale electric generation and transmission company; and NEES Transmission Services, Inc. -- a newly-proposed subsidiary of the New England Electric System which, upon approval by the Federal Energy Regulatory Commission ("FERC") and the Securities and Exchange Commission ("SEC"), will provide transmission services over those facilities throughout the three-state service territories of the companies of the New England Electric System.

3000 K STREET, N.W. ■ SUITE 300
WASHINGTON, D.C. 20007-5116

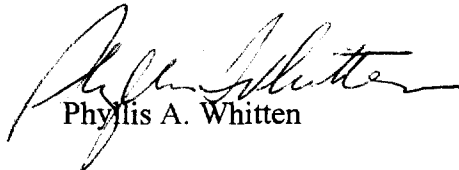
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FEDERAL COMMUNICATIONS COMMISSION

Mr. William F. Caton
June 6, 1996
Page 2

Any questions regarding this notice should be addressed to the undersigned.

Very truly yours,



Phyllis A. Whitten

Enclosures

cc: Paul L. Glenchur
John Logan
JoAnn Lucanik
Michael T. McMenamin
Thomas C. Power

Robert Brill, w/o enclosures
Paul Anundson, w/o enclosures
Andrew D. Lipman, w/o enclosures
Helen Disenhaus, w/o enclosures

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AGENDA FOR JUNE 5, 1996 FCC MEETING NEES COMPANIES

Attending on behalf of the NEES Companies: Robert J. Brill
Paul Anundson

Also attending: Phyllis A. Whitten and Nancy L. Killien, Swidler & Berlin, Chtd.

I. Description of NEES Companies

- A. Service Territory
- B. Relationship to Telecommunications Providers

II. Overriding Concerns

- A. Safety
- B. Reliability
- C. Ratepayers

III. The Telecommunications Act of 1996 Amendments to Pole Attachment Act of 1978

- A. 1996 Act Does Not Provide for Universal, Mandatory Access
 - 1. Case-by-Case Analysis is Essential
 - 2. Safety and Reliability Concerns
 - 3. Engineering Purposes
- B. Any Requirements Concerning Notifications of Changes to Infrastructure Must be Reasonable
 - 1. Maximum Notification Period: 30 Days
 - 2. States Have Strong Interest in Notification Period
 - 3. Emergencies Must be Exception to Any Notice Rule.
- C. Access Must be Consistent with Real Property and Contract Law and Local Interests
 - 1. Providers are Only Entitled to Non-Discriminatory Access
 - 2. Access Should Only be Required for Public Rights-of-Way and Not for Private Easements
 - 3. States Have Legitimate Concerns with Private Land Use

IV. Conclusion

- A. NEES Recognizes Legitimate Access Concerns
- B. NEES Is Committed to Act in Evenhanded Manner
- C. FCC Must Protect Safety and Reliability of Electrical Service



Legend	
● Granite State Electric Headquarters	
● Lebanon	
● Salem	
● Middlesex Electric Headquarters	
● Western	
● Central	
● Southern	
● Merrimack Valley	
● North Shore	
● Management Electric Headquarters	
● Southern	
● Providence	
● Bristol Headquarters	
● Operating Locations	

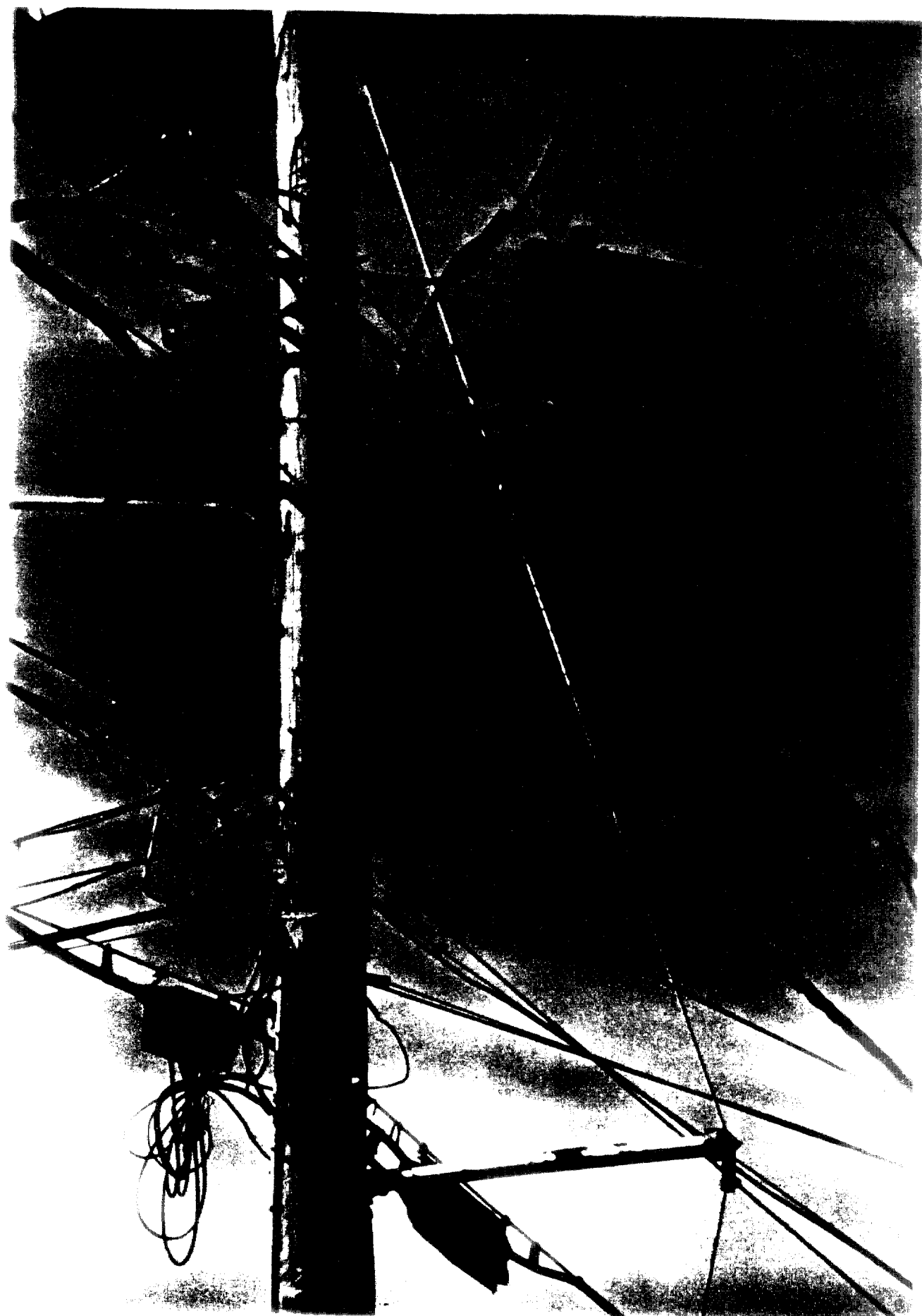


NEES

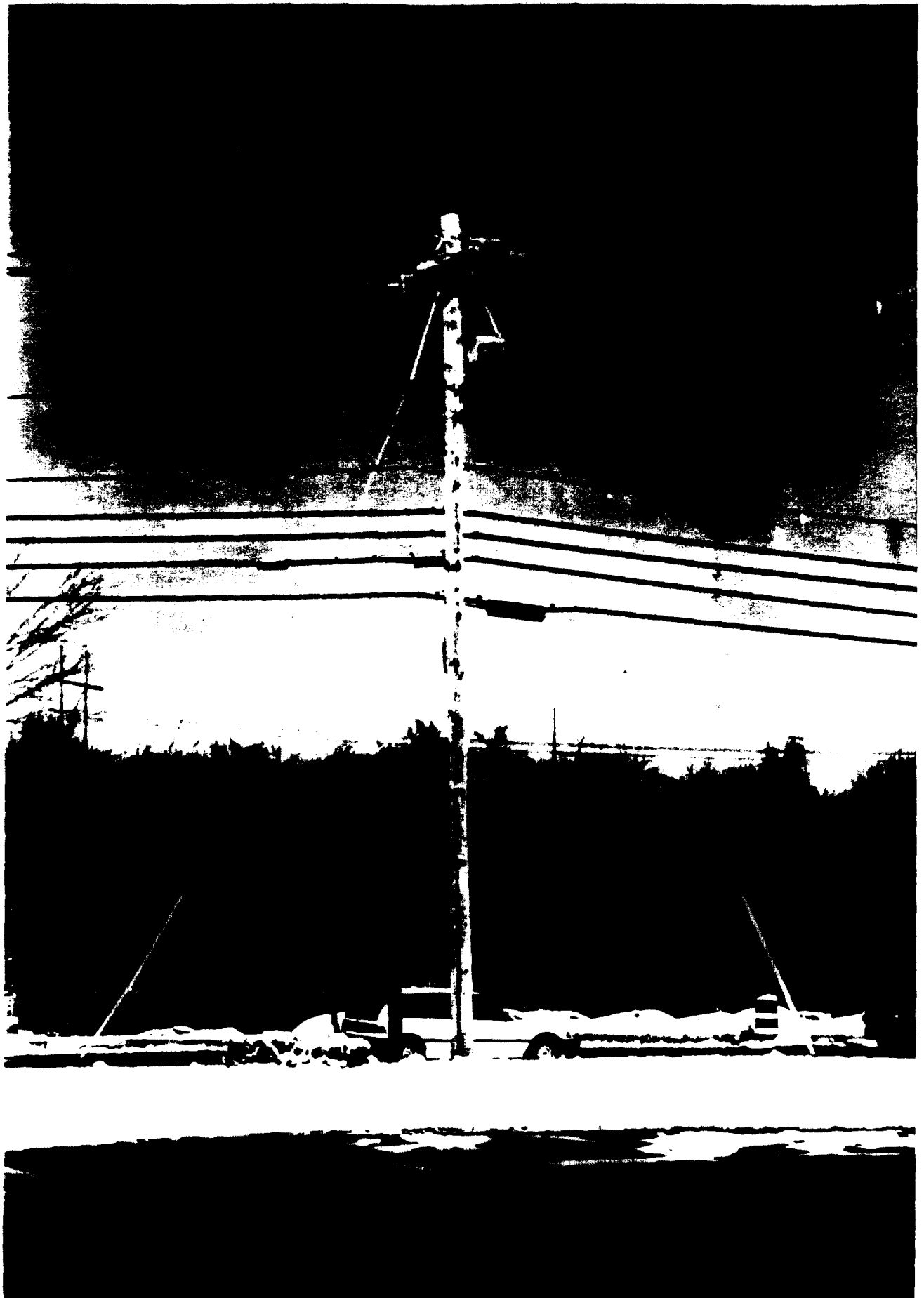
companies

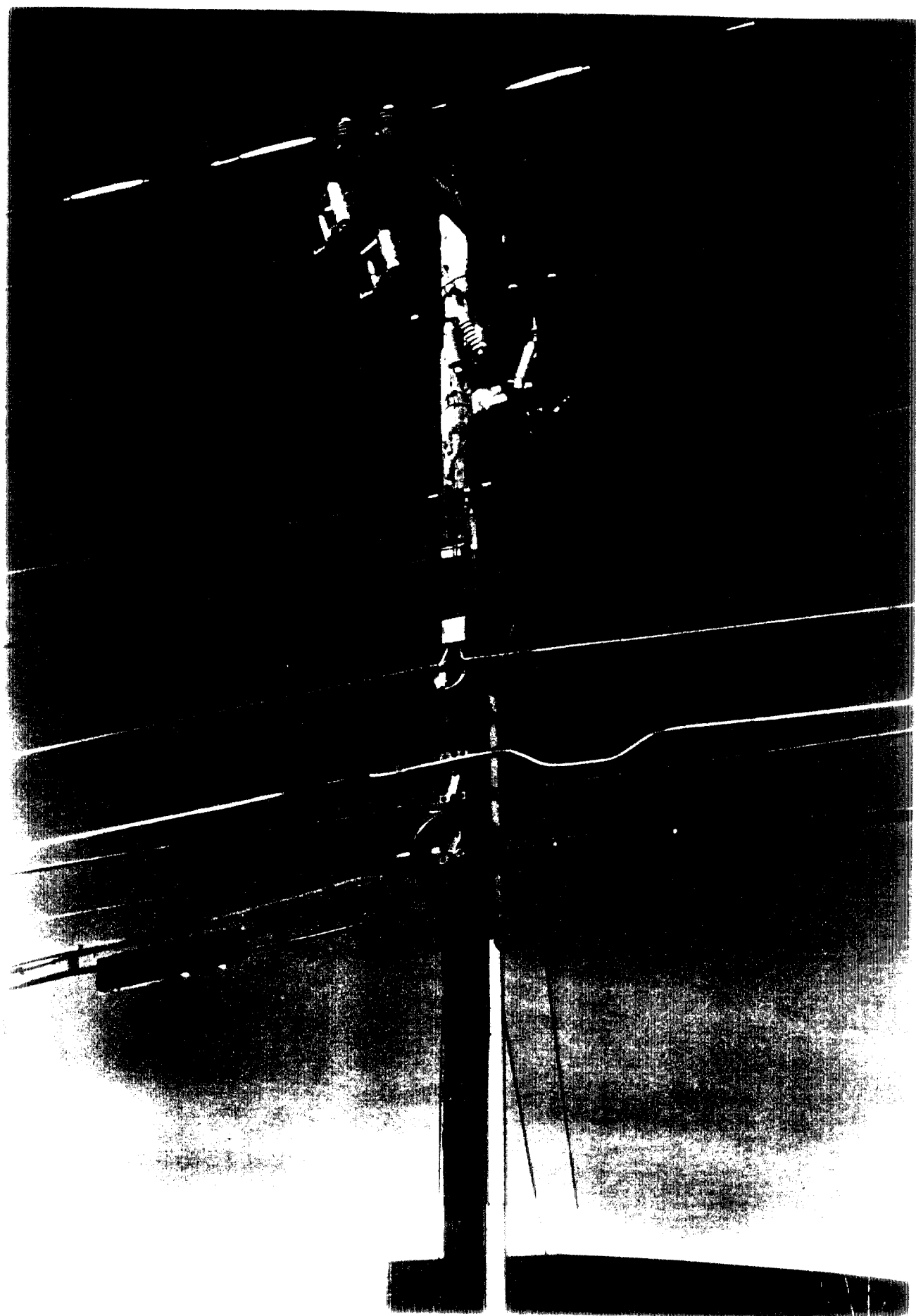
Massachusetts Electric
 Narragansett Electric
 Granite State Electric

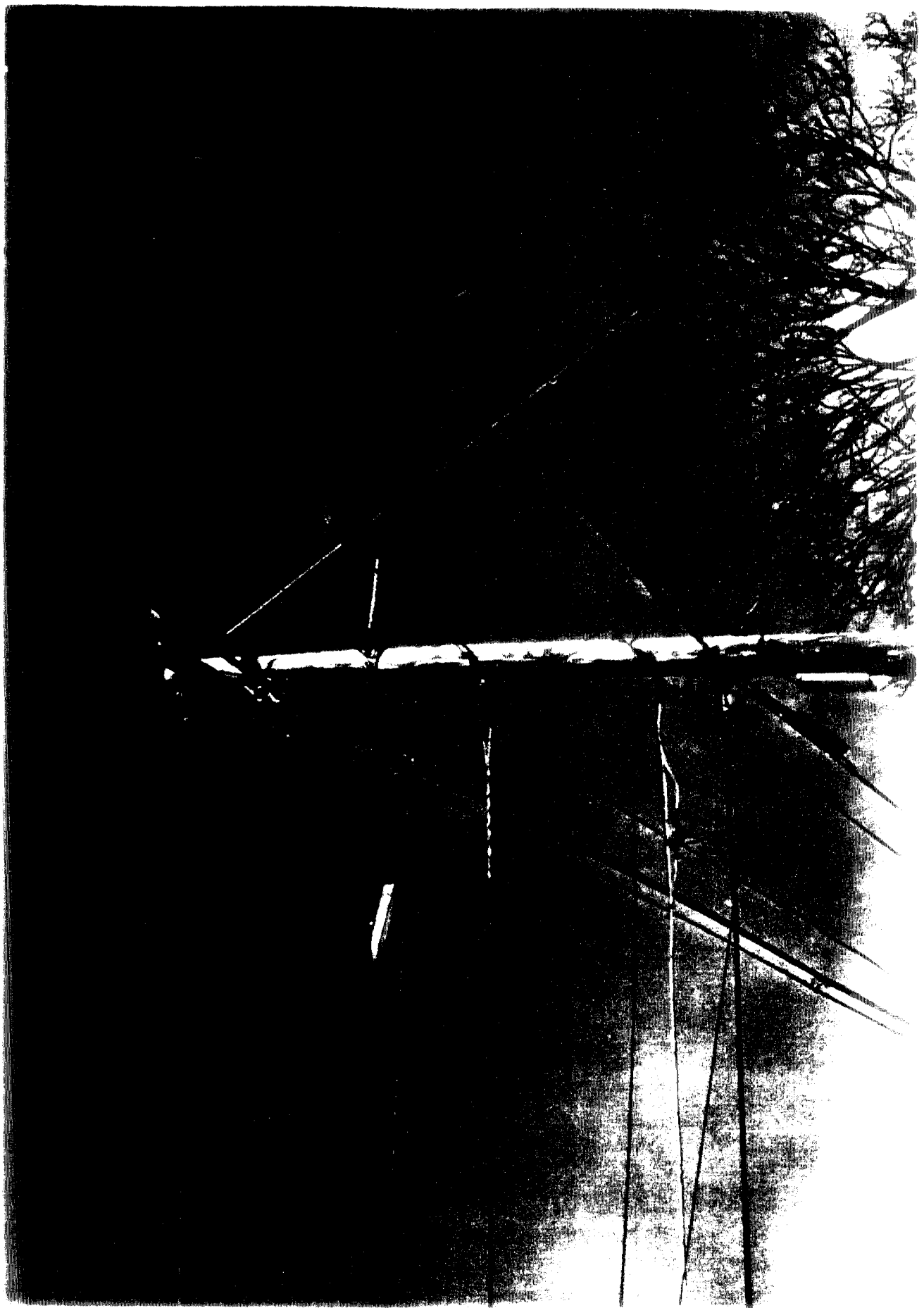


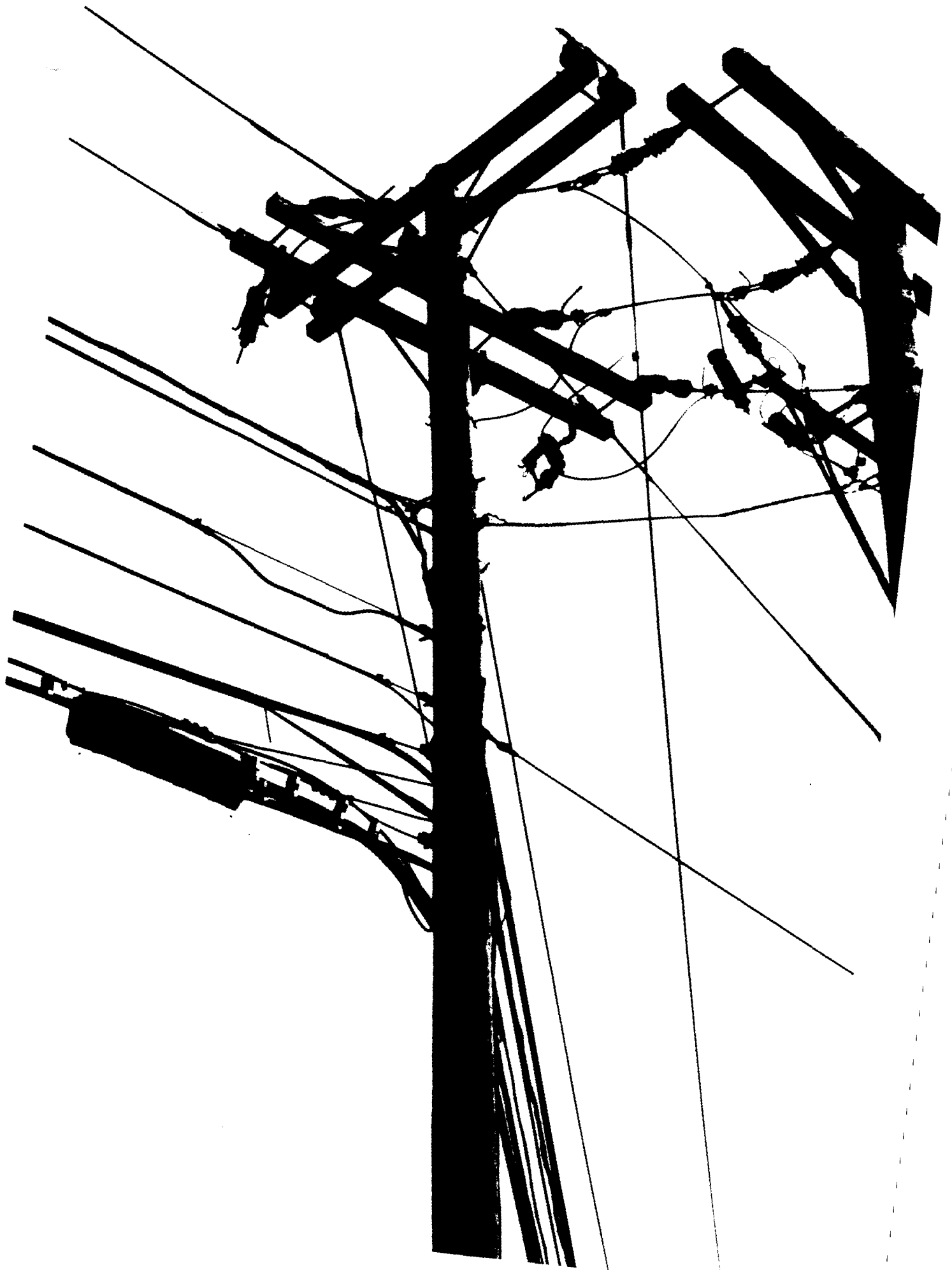


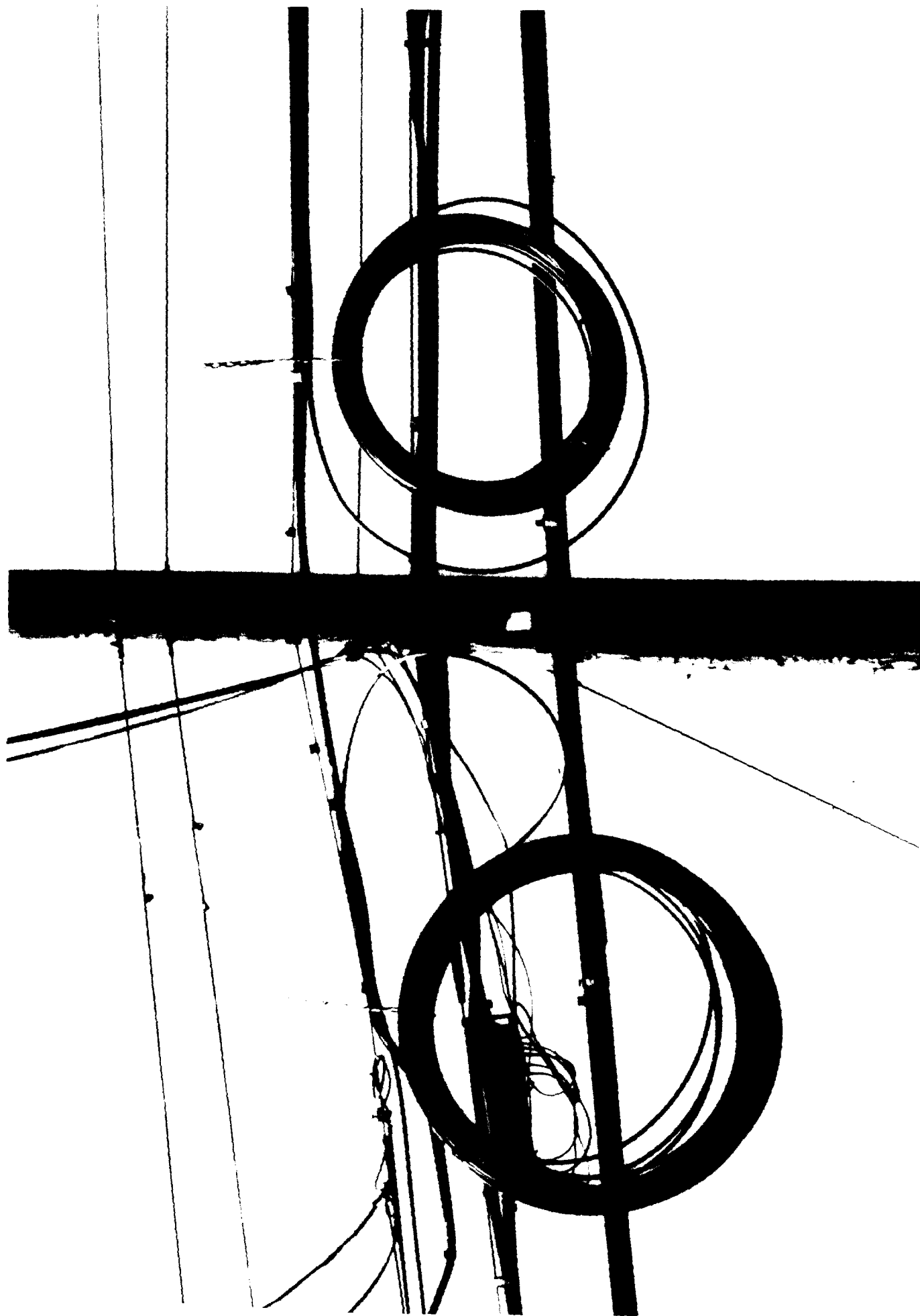




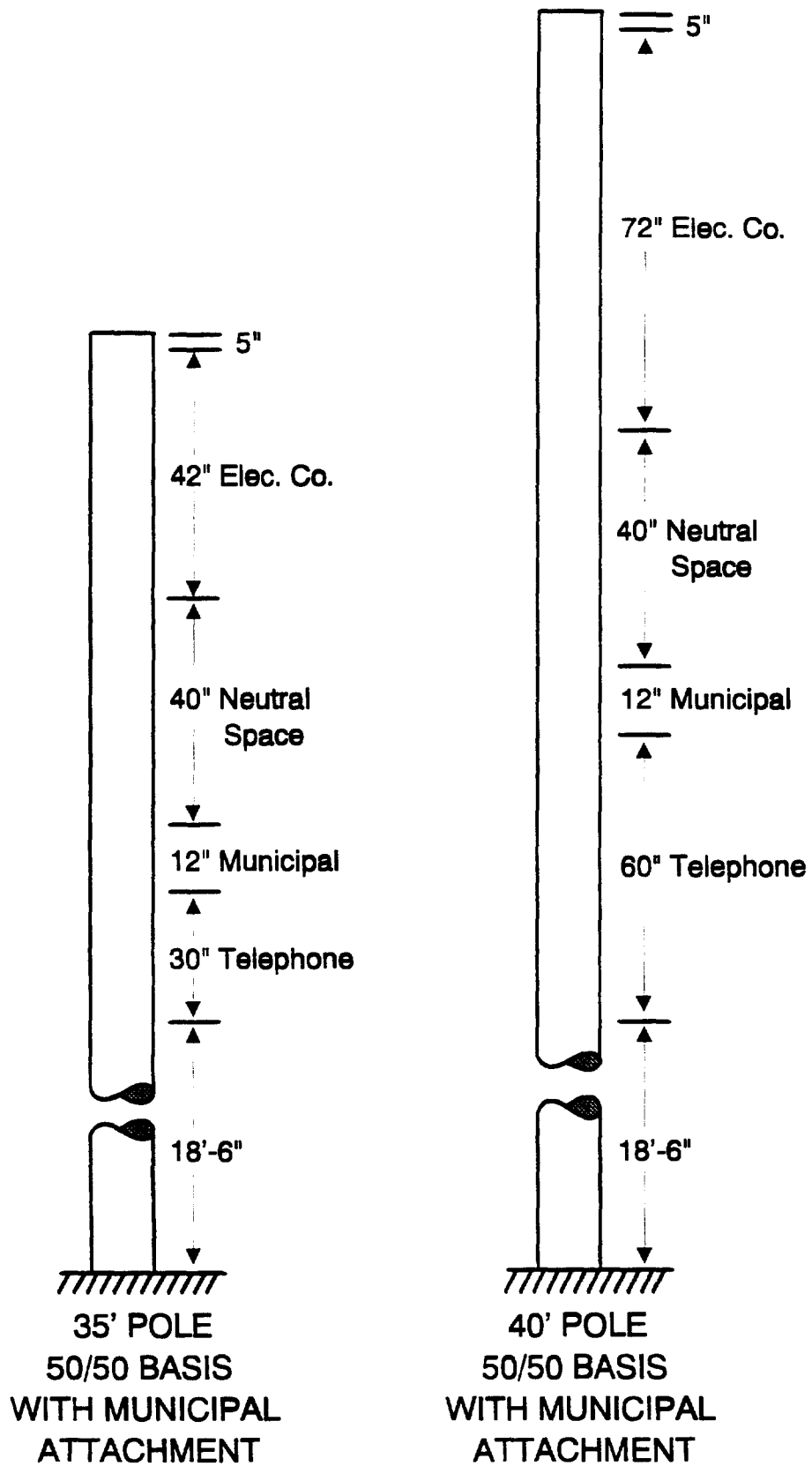


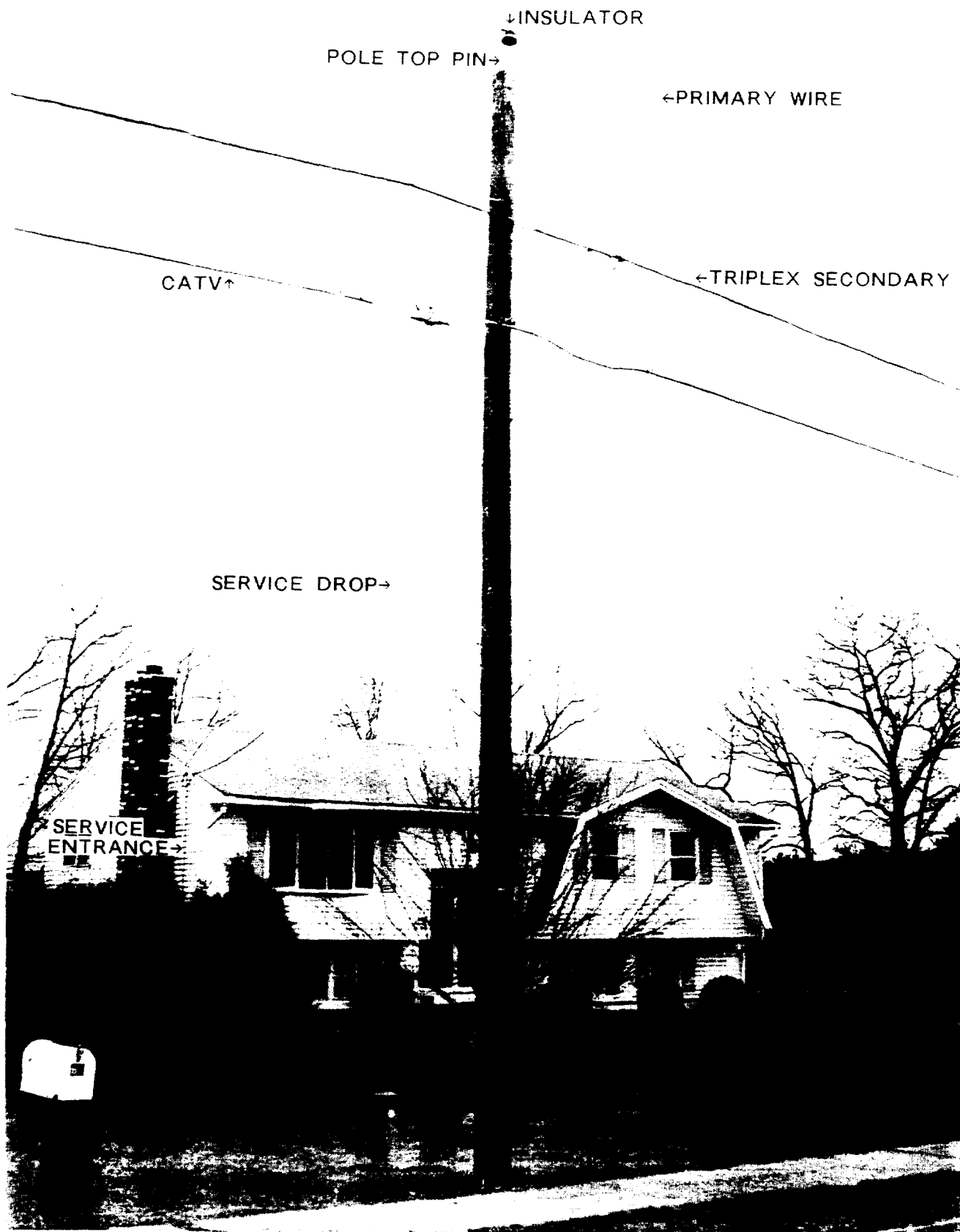




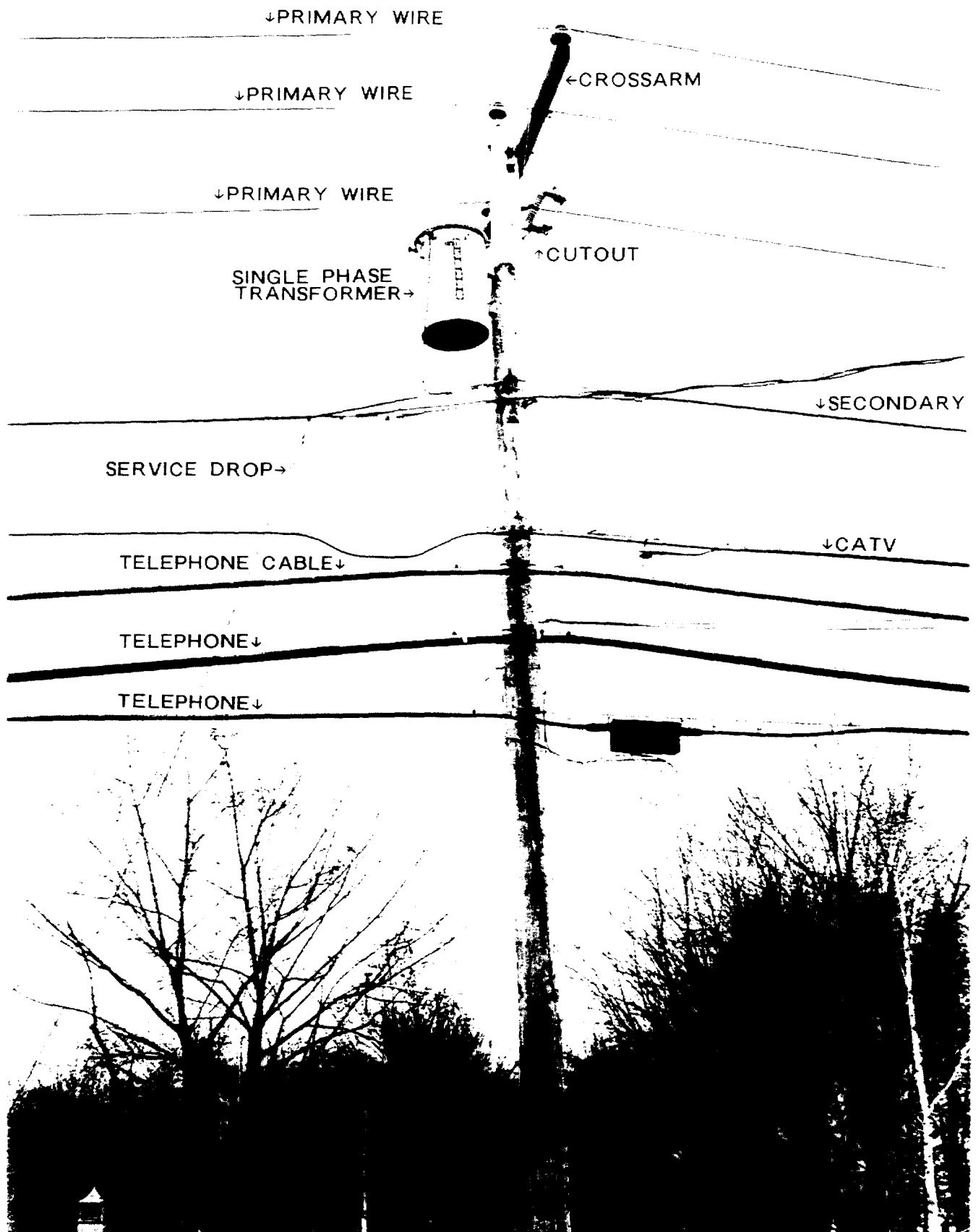


JOINT POLE SPACE ALLOCATION
15KV PHASE TO GROUND VOLTAGE MAXIMUM





POLE SHOWING SINGLE PHASE POLE TOP PIN CONSTRUCTION, 7.97KV
POLE SOLELY OWNED BY ELECTRIC COMPANY
CATV ON POLE (TELEPHONE UNDERGROUND)



POLE SHOWING THREE PHASE CROSSARM CONSTRUCTION, 13KV
POLE JOINTLY OWNED BY ELECTRIC AND TELEPHONE COMPANIES
CATV, TELEPHONE ON POLE







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